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DATE: October 17, 2006
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SENDER'S FAX: (312) 627-2302

NAME	FAX NUMBER	CONFIRM NUMBER
TO: Commissioner for Patents	United States Patent and Trademark Office 1- 571-273-8300	

ADDITIONAL INFORMATION:

CONFIRMED BY:

DATE:

TIME:

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EMPLOYEE NO. 4885

CLIENT NO. 065426

MATTER NO. 0004

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NO. 8060 P. 2

OCT 17 2006

Doc Code:

PTO/SB/17 (01-06)

Approved for use through 07/31/2006. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2006		Complete if Known	
		Application Number	09/175,589
		Filing Date	20 October 1998
		First Named Inventor	Jacobson
		Examiner Name	E. Colbert
		Art Unit	3693
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Attorney Docket No.	065426-0004
TOTAL AMOUNT OF PAYMENT (\$)		\$200.00	

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Deposit Account Number: 04-2323 Deposit Account Name: Dykema Gossett

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or any underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

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FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid(\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity Fee (\$)	Small Entity Fee Paid (\$)
~ 20 or HP =	x	\$25.00	=	\$0.00	
HP = highest number of total claims paid for, if greater than 20.					
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)		
- 3 or HP =	x	\$100.00	=	\$0.00	
HP = highest number of independent claims paid for, if greater than 3.					

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	0	/ 50 0 (round up to a whole)	x \$125.00	= \$0.00

4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Petition Fee pursuant to 37 CFR Sec. 1.17(g)

\$200.00**SUBMITTED BY**

Signature		Registration No. (Attorney/Agent)	45,277	Telephone	312-627-2592
Name (Print/Type)	Timothy M. Morella			Date	October 17, 2006

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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NO. 8060 P. 3

OCT 17 2006

TRANSMITTAL LETTER
(General - Patent Pending)Docket No.
065426-0004

In Re Application Of: ANDREA JACOBSON D/B/A ANDIE MACARTHUR

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/175,589	20 October 1998	E. Colbert	38,939	3693	7081

Title: ELECTRONIC RECORD MANAGEMENT SYSTEM

COMMISSIONER FOR PATENTS:

Transmitted herewith is:


Petition For Further Extension Of Suspension Of Office Action Pursuant To 37 CFR Sec. 1.103(A)

in the above identified application.

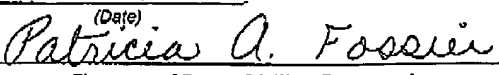
- ☐ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 04-2223 as described below.
- ☒ Charge the amount of \$200.00
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

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Dated: October 17, 2006


Timothy M. Morella
Dykema Gossett PLLC
10 South Wacker Drive
Suite 2300
Chicago, IL 60606
Reg. No. 45,277

faxed

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on October 17, 2006 (Date)  Signature of Person Mailing Correspondence Patricia A. Fossier Typed or Printed Name of Person Mailing Correspondence

cc:

P18A/REV04

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NO. 8060 P. 4

OCT 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jacobson

Application No.: 09/175,589

Filing Date: 20 October 1998

Title: ELECTRONIC RECORD MANAGEMENT
SYSTEM

Attorney Ref. No.: 065426.0004

Examiner: E. Colbert

Art Unit: 3693

**PETITION FOR FURTHER EXTENSION OF SUSPENSION
OF OFFICE ACTION PURSUANT TO 37 CFR § 1.103(A)**

Commissioner of Patents
Post Office Box 1450
Alexandria, Virginia 22313 1450

Dear Sir:

Applicant has received the Office Communication dated 17 July 2006, and thanks the Examiner for her efforts for providing the 17 July 2006 Office Communication to Applicant's representative.

The 17 July 2006 Office Communication set a response deadline of 17 October 2006. It is believed, therefore, that no Extension of Time Fee is due for the filing of this Response.

In response, Applicant respectfully requests the prosecution of the above-referenced U.S. Non-Provisional Patent Application be further suspended for a period of Three (3) Months. Applicant makes this request as part of a Petition under 37 CFR § 103(a).

10/18/2006 SSITHIB1 00000093 042223 09175589

01 FC:1463 200.00 DA

In re: Patent of: Jacobson
U.S. Patent Application No.: 09/175,589
Attorney Docket Number: 065426.0004

Examiner: E. Colbert

In support of its petition, Applicant submits the following:

1. Applicant's representative regarding the instant Application has changed during the prosecution of this Application.
2. Upon assuming representation of the Application, Applicant's current representative discovered that the Request for Continued Examination (dated 22 November 2005) included a request to suspend prosecution pursuant to 37 C.F.R. § 1.103(c). However, an Office Communication was sent on 13 February 2006, after Applicant's current representative assumed representation of the Application, apparently in contradiction to the suspension request.
3. Applicant's current representative contacted Examiner Ella Colbert immediately upon assumption of representation, and requested that the 13 February 2006 Office Communication be vacated in light of the suspension request.
4. Examiner Colbert vacated the 13 February 2006 Office Communication in an Office Communication dated 17 July 2006.
5. Upon transferring the Application to Applicant's current representative, Applicant's former representative submitted a Request for Withdrawal, that the Office denied.
6. Applicant's current representative submitted a Revocation and New Power of Attorney and New Correspondence Address, that the Office accepted. Thus, Applicant's current representative is now the representative of record.
7. Although the 17 July 2006 Office Communication – vacating the 13 February 2006 Office Communication – was mailed on 17 July 2006, neither Applicant's former or current representative, nor Applicant herself, has any record of receiving the 17 July 2006 Office Communication.
8. The existence of the 17 July 2006 Office Communication was discovered during a routine status check by Applicant's current representative. During this status check, Applicant's current representative contacted Examiner Colbert, who informed Applicant's representative of the existence of the 17 July 2006 Office Communication. Examiner Colbert graciously forwarded a copy of the 17 July 2006 Office Communication to Applicant's current representative on 12 October 2006.

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NO. 8060 P. 6

In re: Patent of: Jacobson
U.S. Patent Application No.: 09/175,589
Attorney Docket Number: 085426.0004

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Examiner: E. Colbert

OCT 17 2006

9. Applicant requests an extension of the suspension of prosecution of the Application to permit Applicant and her current representative to accurately determine the status of the Application and develop a strategy going forward, including ascertaining the current status of the Claims and to make any appropriate amendment.

Should the Examiner require further information regarding this request, please contact the Applicant's undersigned representative.

Further, it is believed that the only fee for filing this request is the Petition Fee of \$200.00, pursuant to 37 CFR § 1.17(g). The Commissioner is authorized to charge this fee to Deposit Account No. 042223. The Commissioner is authorized to charge any fee deficiency or credit any overpayment to Deposit Account No. 042223.

Respectfully submitted,



Timothy M. Morella
Reg. No. 45,277

Date: 17 October 2006

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Certificate of Transmission under 37 CFR § 1.8: The undersigned hereby certifies that this document is being transmitted to the Commissioner for Patents *via Facsimile* to 571 273 8300, this 17th Day of October, 2006.

By 
Patricia A. Fossier

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